

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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In the Matter of:

THE TARIFF OF SOUTH CENTRAL BELL)
TELEPHONE COMPANY FOR POLE AND)
ANCHOR ATTACHMENT ACCOMMODATIONS) CASE NO. 9282
FOR INTERLATA CARRIERS AND CATV)
FIRMS)

O R D E R

On February 4, 1985, South Central Bell Telephone Company ("SCB") filed a tariff with the Commission that lowered the rates for pole and anchor attachments that were approved by the Commission in Administrative Case No. 251-18: The CATV Pole Attachment Tariff of South Central Bell Telephone Company; and further, to include and subject interLATA carriers to the provisions of the pole and anchor attachment accommodations tariff. In its application, SCB also requested that the Commission dismiss the complaint of the Kentucky CATV Association ("KCTA") as set forth in Case No. 8973 with respect to all matters concerning pole and anchor attachments, and that the Commission authorize other proposed changes in the tariff.

On July 25, 1985, SCB and KCTA filed a joint motion for approval of their settlement concerning pole and anchor attachment rates and regulations and for dismissal of KCTA's complaint concerning pole and anchor attachments. The Commission by Order in Case No. 8973 on July 26, 1985, sustained SCB's and KCTA's joint motion and dismissed KCTA's complaint.

FINDINGS

The Commission, after reviewing the record and being advised, is of the opinion and finds that:

1. The tariff filed by SCB on February 4, 1985, and agreed upon by SCB and KCTA, contains rates and regulations which are fair, just and reasonable for pole and anchor attachments, and should be approved.

2. The rates and regulations proposed by SCB conform with the methodology set out in Administrative Case No. 251.

3. SCB should recalculate past statements presented to each CATV operator and apply any resulting refund to future statements for pole and anchor charges presented to the operator as a credit to their bill until the operator's refund has been exhausted.

ORDERS

IT IS THEREFORE ORDERED that the proposed tariff filed by SCB on February 4, 1985, is fair, just and reasonable and hereby shall be approved for services rendered on and after March 1, 1985.

IT IS FURTHER ORDERED that SCB shall refund any excessive amounts charged to CATV operators in the form of a credit to future billing statements until such time as this refund has been exhausted.

IT IS FURTHER ORDERED that, within 30 days from the date of this Order, SCB shall file its revised tariff sheets setting forth the rates for pole and anchor attachments approved herein.

Done at Frankfort, Kentucky, this 8th day of August, 1985.

PUBLIC SERVICE COMMISSION

Richard D. Wemmer
Chairman

Russell L. L.
Vice Chairman

did not participate
Commissioner

ATTEST:

Secretary